

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 12/5/2024

SHEUNG WAN GALLERY LIMITED

Plaintiff,

- against -

MICHAEL KAGAN,

Defendant.

23 Civ. 02519 (VM)

ORDER

VICTOR MARRERO, United States District Judge.

Counsel for the parties having notified the Court, by letter dated December 3, 2024 (see Dkt. No. 43), that the parties have reached a final settlement agreement to resolve this action and request 30 days to file a stipulation of discontinuance, it is hereby

ORDERED, that this action be conditionally discontinued without prejudice and without costs. Within thirty (30) days of the date of this Order, the parties may submit to the Court their own Stipulation of Dismissal for the Court to So Order. Any application for restoration of the action to the active calendar of this Court must be made by letter within thirty (30) days of the date of this Order. Upon such notification, the defendant shall continue to be subject to the Court's jurisdiction, the Court shall promptly reinstate the action to its active docket and the parties shall be directed to appear before the Court, without the necessity of additional

process, on a date within ten days of the plaintiff's application for reinstatement, to schedule remaining pre-trial proceedings and/or dispositive motions, as appropriate. This Order shall be deemed a final discontinuance of the action with prejudice in the event plaintiff has not requested restoration of the case to the active calendar within such period of time.

The Clerk is directed to terminate any pending motions and to close this case.

SO ORDERED.

Dated: 5 December 2024
New York, New York

A handwritten signature in blue ink, appearing to read 'VM', is written above a horizontal line.

Victor Marrero
U.S.D.J.